

## Chapter 58

## CAR RENTAL AGENCIES, REGISTRATION OF

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[HISTORY: Adopted by the Annual Town Meeting of the Town of Nantucket 5-17-1988 by Art. 109, approved 9-28-1988.<sup>1</sup> Amendments noted where applicable.]

## GENERAL REFERENCES

Moped rental agencies — See Ch. 57, Art. III.

## § 58-1. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

**BATTERY ELECTRIC VEHICLE** — A motor vehicle propelled by a motor powered by electrical energy from rechargeable batteries or other source onboard the vehicle.[Added 4-4-2011 ATM by Art. 77, approved 7-26-2011 ]

**MOTOR VEHICLE** — The same meaning as defined in the General Laws.

**RENTAL AGENCY** — A person, business or corporation engaged in the Town of Nantucket in the business of renting, leasing or keeping for rent any motor vehicle.[Amended 4-15-2003 ATM by Art. 65, approved 6-30-2003]

**RENTAL or LEASE** — To grant or make available the use, possession or enjoyment of a motor vehicle for an agreed period of time in exchange for an agreed payment, whether or not such transaction is a separate agreement in itself or is part of a broader agreement between the parties thereto.[Amended 4-15-2003 ATM by Art. 65, approved 6-30-2003]

**§ 58-2. License required to rent or lease vehicles; sticker required on rental vehicles.** [Amended 6-25-2020 ATM by Art. 70, approved 10-27-2020 ]

No person, business or corporation shall engage in the business of renting, leasing or keeping for rent or lease any motor vehicle without first being licensed annually by the Select Board to do so. It shall be unlawful for any motor vehicle to be rented, leased or made available for rental or lease in the Town of Nantucket without such motor vehicle displaying a rental sticker affixed to the rear bumper pursuant to this chapter.

1. Editor's Note: The home rule petition was approved by the General Legislature 7-24-1989, Ch. 266 of the Acts of 1989.

Town of Nantucket, MA

§ 58-3

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**§ 58-3. Annual fee; issuance of licenses and stickers. [Amended 4-14-1997 ATM by Art. 54<sup>2</sup> ; 4-14-1997 ATM by Art. 55, approved 8-5-1997; 4-13-1998 ATM by Art. 54, approved 7-31-1998; 4-10-2000 ATM by Art. 53, approved 8-2-2000; 4-15-2003 ATM by Art. 65, approved 6-30-2003; 4-12-2004 ATM by Art. 53, approved 9-3-2004 ]**

- A. Each application for a rental agency license shall be accompanied by a nonrefundable application fee as established by the Select Board. The application shall include a listing of the registration number of each motor vehicle available or to be available for lease for the year in which the license is to be valid. Licenses for rental agencies shall be issued on a calendar-year basis and shall be issued after payment of an annual fee of \$100 per rental motor vehicle; provided, however, that no payment of such fee shall be required for a motor vehicle upon which an excise has been assessed, levied and paid to the Town of Nantucket under the provisions of Chapter 60A of the General Laws. The Select Board shall issue a license to each approved applicant, which shall be posted in a conspicuous manner at the place of business.
- B. The total number of motor vehicles available for lease on the island of Nantucket shall not exceed 700. The Select Board shall issue each rental agency one rental vehicle medallion (RVM) for each motor vehicle listed in its 1996 application and which received a rental sticker. Each RVM constitutes the nonexpiring right to lease one motor vehicle. A rental agency shall possess one RVM for each motor vehicle listed in its application beginning in 1998.
- C. Upon issuance of the license, the Select Board shall provide one annual rental sticker for each motor vehicle listed in the approved application, which shall be affixed by the licensee to the left rear bumper of each motor vehicle so listed. Each sticker shall recite the registration number of the vehicle to which it is affixed.
- D. RVM's are transferable, with or without consideration, to any other rental agency or entity. Such transfers may be made whenever, and to the extent that, the number of RVM's held by the transferor exceeds the number of unexpired annual stickers issued to the transferor. A transfer shall be effective upon written notice of the transfer, by the transferor, to the Select Board. Should a rental agency surrender its RVM rights to the Select Board, or should the Select Board possess surplus RVM's from any other cause, these RVM's may be retained by the Town and/or may be re-issued at a fee to be established from time to time by the Select Board. Any RVM's not obtained by any rental agency by the end of any calendar year shall be considered surplus as of January first and may be retired by the Town at that time.

**§ 58-3.1. Licensee to pay fees. [Added 4-10-1995 ATM by Art. 60, approved 5-22-1995]**

No license pursuant to this chapter shall be issued unless or until the applicant shall have paid to the Town all lease or rental transaction surcharges established by MGL c. 90, § 20E(i).

**§ 58-4. Nontransferability.**

The license shall not be transferable between businesses, persons or corporations, nor between location of business premises; individual motor vehicle stickers shall not be transferable between different motor vehicles.

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2. **Editor's Note:** In accordance with MGL c. 40, § 32, these changes became effective by reason of failure of the Attorney General to act.

Town of Nantucket, MA

§ 58-5

CAR RENTAL AGENCIES, REGISTRATION OF

§ 58-7

**§ 58-5. Violations and penalties. [Amended 4-14-2005 ATM by Art. 56, approved 8-5-2005 ]**

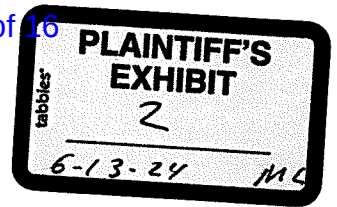
Violations of this chapter shall be punishable by a fine of \$300, each day being considered a separate offense.

**§ 58-6. Vehicles with controls for disabled. [Added 4-10-2000 ATM by Art. 52, approved 8-2-2000; amended 4-15-2003 ATM by Art. 65, approved 6-30-2003]**

Any rental motor vehicle equipped with controls for the disabled and used by a disabled person shall not be required to have a rental vehicle sticker, without regard to the requirements and limitations of § 58-3B, C and D of this Code.

**§ 58-7. Electric vehicles. [Added 4-4-2011 ATM by Art. 77, approved 7-26-2011 ; 6-25-2020 ATM by Art. 70, approved 10-27-2020 ]**

The Select Board may develop an exemption for up to 10 battery electric vehicles from the rental vehicle sticker, without regard to the requirements and limitations of § 58-3B, C and D of this Code.



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July 10, 2023

**Via E-mail and Overnight Mail**

Town of Nantucket  
Select Board  
37 Washington Street  
Nantucket, MA 02554

Re: Illegal Car Rentals

Dear Members of the Select Board:

This firm represents Nantucket Island Rent-A-Car ("Nantucket Rent-A-Car") and Affordable Rentals. Nantucket Rent-A-Car is the current holder of 93 automobile rental medallions and Affordable Rentals holds 70 medallions. Both companies are locally owned businesses with a long personal and financial commitment to Nantucket. Both pay thousands of dollars annually for car rental medallions and for excise tax on vehicles garaged in Nantucket. Both companies employ local residents, generate revenue for the Town, and are good corporate citizens.

Chapter 58 of the Town By-laws requires that anyone wishing to rent automobiles on the Island apply for an annual license (medallion) from the Select Board. (§58-2). The cost for the license is \$100 per vehicle, which fee is set by statute, unless an excise tax is already being paid to the Town for rental vehicles registered in Nantucket. (§58-3A). The by-law caps the total number of rental vehicles available for lease at 700, and for each approved vehicle, the Town issues a medallion. The cap on the number of medallions, as we understand it, was instituted, in large part, to limit the number of rental cars on the island and the resultant traffic congestion.

It has come to the attention of my clients that multiple businesses appear to be renting cars on the Island without being licensed to do so. Not only is this in violation of the by-laws, but it is having a direct financial impact on the Town and on my clients. We understand that this has been brought to the attention of the Select Board informally, but to our knowledge the Select Board has declined to address the issue, perhaps because until a formal complaint is issued the Board cannot proceed. To that end, by this letter, we are formally requesting that the Select Board investigate the situation, order any offending companies to cease the unlicensed rental of automobiles, and issue fines as permitted under Section 58-5 of the by-laws. We also request that the Nantucket Police Department be instructed to take all necessary steps to enforce the car rental medallion by-law.

Select Board

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Although we believe the problem is larger than we even recognize, to assist the Select Board in its investigation and enforcement efforts, we are aware of at least the following companies that appear to be violating the Town by-law:

1. Becky's Broncos Nantucket ([www.beckysbronzos.com](http://www.beckysbronzos.com)). According to their website, they are "Your Go-To Bronco Only Rental Car Fleet On ACK." Not only does Becky's Broncos hold no medallions, it has no permission from the Airport Commission to be renting cars at the airport. Becky's Broncos has an address on the Island at 1 Yawkey Way, Unit 1. According to the Secretary of State's website, Becky's Broncos also has an address at 248 Mill Road, Suite 3, Chelmsford, MA 01824.
2. Nantucket Classic Car Rentals ([www.ackccr.com](http://www.ackccr.com)). Their website urges consumers to "Discover Nantucket's charm with our vintage car rentals, perfect for exploring the island or enhancing special events." We understand that Nantucket Classic Car Rentals operates out of the Great Harbor Yacht Club at 56 Union Street. Nantucket Classic Car Rentals holds no rental car medallions.
3. ACK Jeeps ([www.ack-jeeps.com](http://www.ack-jeeps.com)). ACK Jeeps bills itself as the "The Authentic Nantucket Experience". We do not know if they also rent from the airport as their name suggests, though if they are, it is without permission from the Airport Commission. Our clients observe that although rented on Nantucket, the rental vehicles have Connecticut license plates so the Town is missing out on the excise tax too. No medallions have been issued to ACK Jeeps.
4. ACK Rentals ([www.ackeventsandrentalservices.com](http://www.ackeventsandrentalservices.com)). ACK Rentals "welcomes you to Nantucket" and offers a variety of additional products (such as coolers, beach chairs, picnic baskets) to allow visitors to enjoy the Island beaches. No medallions have been issued to ACK Rentals.
5. VRBO ([www.vrbo.com](http://www.vrbo.com)) is offering multiple property rentals for which you can add on a car rental. As an example, take a look at Rental # 2831090. The property description is: "Gorgeous house with heated pool, JEEP Rental – Nantucket." Even if we assume that the primary purpose of VRBO and the property owners is to rent vacation homes, part of the business is also clearly renting motor vehicles. We note that Section 58.2 of the Town By-law defines the "Rental or Lease" of motor vehicles as "to grant or make available for use, possession or enjoyment of a motor vehicle for an agreed period of time in exchange for an agreed payment, **whether or not such transaction is a separate agreement in itself or is part of a broader agreement between the parties thereto.**" (Emphasis added). Clearly, the VRBO renter is not exempt from the rental car licensing by-law simply because the primary goal is the renting of a home.
6. Turo ([www.turo.com](http://www.turo.com)). Turo bills itself as a car sharing marketplace. If you search on the website, there are currently approximately 200 motor vehicles available for rental on Nantucket. Our understanding is that these cars remain continuously on the Island during the high season.

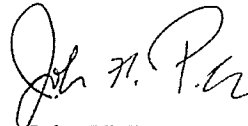
Select Board  
July 10, 2023  
Page 3

Assuming that our understanding of these businesses is true, even this small sampling demonstrates that this is not an isolated issue. Not only is this directly impacting revenues which should go to rental car companies that are complying with the Town by-laws, it also clearly impacts revenues that should be paid to the Town. Both the Town and our clients are losing thousands of dollars annually. Non-compliant companies are undermining and doing an "end run" around the Town by-laws, and are contributing to traffic congestion. Adding insult to injury, the Town sells resident beach permits to the illegally rented vehicles at the resident rate, while licensed car rental companies have to pay a higher rate for beach stickers. That is fundamentally unfair.

As noted above, on behalf of our clients, we formally request that the Select Board investigate this growing situation and take all necessary steps to stop it. Our clients and we are available to assist the Board in whatever manner it deems appropriate. We also request that we be kept apprised of the Board's actions.

Thank you for your anticipated action.

Very truly yours,



John H. Perten

JHP/lmb

Cc: Select Board members (via e-mail)  
Airport Commission (via e-mail)  
Nantucket Rent-A-Car  
Affordable Rentals

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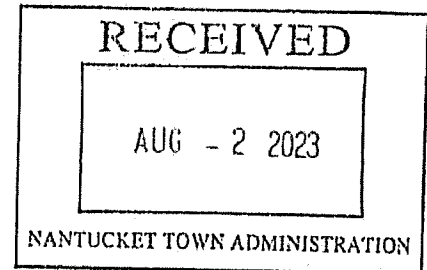
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July 28, 2023

**Via E-mail and Overnight Mail**

Town of Nantucket  
Select Board  
37 Washington Street  
Nantucket, MA 02554

Re: Illegal Car Rentals



Dear Members of the Select Board:

As you know, this firm represents Nantucket Island Rent-A-Car ("Nantucket Rent-A-Car") and Affordable Rentals. Nantucket Rent-A-Car is the current holder of 93 automobile rental medallions and Affordable Rentals holds 70 medallions. I am following up on my letter dated July 10, 2023 to bring additional information to your attention and to inquire as to what steps the Board plans to take as a result of the complaint set forth in that letter. We are a bit concerned that nobody has contacted us.

We understand that the Airport Commission is currently negotiating a contract with Turo under the mistaken impression that they can allow Turo to rent cars from the airport even though no medallions have been issued. While the Airport Commission may have the right to enter into a contract with Turo to allow it to operate from the airport premises, that does not exempt Turo from the Nantucket by-law which requires that car rental companies have a medallion for each automobile that they are renting. Though presumably unintentionally, the Airport Commission is being complicit in the continued flaunting and violation of Chapter 58 of the Town By-laws by the unlicensed car rental companies. Unless the Town enforces its by-law, the Island will continue to be flooded by illegal car rentals which will negatively impact the Town quality of life through additional traffic congestion, and negatively impact those car rental companies, such as our clients, who are abiding by the By-law and paying their annual fees. Neither the Town nor my clients can turn a "blind eye" to this very real problem.

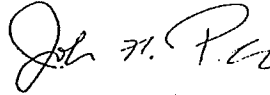
To give you a greater sense of the scope of the issue, attached is a spreadsheet compiled by Affordable Rentals which identifies 153 car rentals currently listed in Turo for rental on Nantucket. Not one of these has a medallion. This represents thousands of dollars of lost revenue to the Town and to my client.

We renew our request that the Select Board enforce Chapter 58 of the Town By-laws, and respectfully request that you contact the undersigned to advise as to the Select Board's planned response to this matter. We are willing to meet with you at your convenience.

Select Board  
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Thank you for your anticipated action.

Very truly yours,

A handwritten signature in black ink, appearing to read "John H. Perten". The signature is fluid and cursive, with the first name "John" being more prominent.

John H. Perten

JHP/cmd  
Enclosure

Cc: Select Board members (via e-mail)  
Airport Commission (via e-mail)  
Noah Karberg, Airport Manager (via e-mail)  
Boyana Stoykova-Nelson (via e-mail)  
Linda True (via e-mail)  
Nantucket Rent-A-Car  
Affordable Rentals



Unlicensed rental vehicles sorted by plate number									
Town Permit	Great Point Permit	Rental License	owner	Make	Model	Color	State	Plate	Platform
1			Nantucket Luxury	Jeep	Unlimited	Black	MA	494700	<a href="https://turo.com/us/en/rental/united-states/nantucket-ma/jeep/wrangler-unlimited/141753337?endDate=09%2F07%2F2023&amp;endTime=10%2F31%2F2023&amp;searchId=16726185">https://turo.com/us/en/rental/united-states/nantucket-ma/jeep/wrangler-unlimited/141753337?endDate=09%2F07%2F2023&amp;endTime=10%2F31%2F2023&amp;searchId=16726185</a>
2			Dahiana	Ford	Escapes	White	MA	1BZAB87	Turo
3			Nikolaina	Toyota	Tacoma	Silver	BI	1B8981	Turo
4			Volney	Hyundai	Tucson	Silver	MA	1PZP36	Turo
5			Julian	Infiniti	QX60	Silver	MA	1JML053	Turo
6			Odlany	Ford	Explorer	Silver	MA	1R1V61	Turo
7			Edin	Jeep	Unlimited	Black	MA	3TWS337	Turo
8			Richard	Jeep	Unlimited	Grey	MA	3TSMW67	Turo
9			BMW	Jeep	XS	Grey	MA	1W1CS2	Turo
10			Geard	Mini	Countriman	Blue	MA	1WVC931	Turo
11			Rohysem	Jeep	Unlimited	Black	MA	1JH955	Turo
12			Stevellina	Chevrolet	Equinox	Black	MA	231MT74	Turo
13			Carlos	Hyundai	Santa Fe	Silver	FL	24ZQUQ	Turo
14			Tyler	Toyota	Corolla	Grey	MA	2AXV71	Turo
15			Maria	Nissan	Pathfinder	White	MA	2BES26	Turo
16			Tracy Ann	Jeep	Unlimited Grey	Black	MA	2BZT62	Turo
17	X		Margaret	Jeep	Cherokee	Black	MA	2CBZ474	Turo
18			Kochie	Jeep	Unlimited	Black	MA	2DAM432	Turo
19			Elizabeth	Toyota	Sienna	Red	MA	2DAN62	Turo
20			Alexandra	Jeep	Cherokee	White	MA	2DHW61	Turo
21			Iwelle	Jeep	Wrangler	White	MA	2GMR12	Turo
22			Marlan	Jeep	Unlimited	Red	MA	2HVS91	Turo
23	X		Vuk	Jeep	Gladiator	Silver	MA	2HXW12	Turo
24			Leslie Snell	Volvo	XC60	White	MA	2ZCFB4	Turo
25			Adan	Toyota	Tacoma	Grey	MA	2KDP28	Turo
26			Patricia	Land Rover	Evocqe	White	MA	2KTS18	Turo
27	X	X	Geri	Jeep	Unlimited	White	MA	2LMA58	Turo
28	X	X	Bouchra	Jeep	Gladiator	Black	MA	2MDV73	Turo
29			Hunter	Chevrolet	Silverado	White	MA	2PHC39	Turo
30			Yvonne	Jeep	Unlimited	White	MA	2KXD16	Turo
31			Marian	Toyota	Sienna	Grey	MA	2RHW72	Turo
32			Hridao	Jeep	Gladiator	White	MA	2SHB82	Turo
33	X	X	Brienne	Jeep	Unlimited	Grey	MA	23HP42	Turo
34	X		Trevor	Jeep	Unlimited	White	MA	23NT82	Turo
35			Martin J	Ford	Bronco	Blue	MA	2TVAB2	Turo
36			Niya	Jeep	Cherokee	Grey	MA	2XVX29	Turo
37			Mark B White Elephant	Jeep	Unlimited	White	MA	2WDX69	Turo
38			Yanjiao	Ford	Explorer	Grey	MA	2ZFR14	Turo
39			Marlin J	Jeep	Pilot	White	MA	2ZEE32	Turo
40			Jan	Land Rover	Unlimited	Grey	MA	3KPF57	Turo
41			Thudny	Dodge	Defender	White	MA	346F63	Turo
42			Claudia	Chevrolet	Lavance	Silver	MA	34GP85	Turo
43	X		Thudny	Chevrolet	Tahoe	Black	MA	3BWP53	Turo
44			Derona	Jeep	Unlimited	Grey	MA	3CPG48	Turo
45			Russell	Chevrolet	Silverado	Blue	MA	3DDH47	Turo
46			Daniel	Jeep	Unlimited	Black	MA	3FHS36	Turo
47			Dodge	Dodge	Journey	Red	MA	3GPR44	Turo
48			Niroi	Toyota	RAV4	Silver	MA	3SC843	Turo
49			Brenda	Jeep	Wrangler	White	MA	3HMN93	Turo
50			Daniel	Ford	Explorer	Black	MA	3HVA13	Turo
51			Shadia	Mercedes	GLA250	Grey	MA	3JMV45	Turo
52			Davian	Toyota	Venza	Grey	MA	3MV475	Turo
53			Cristlie	Nissan	Frontier	Red	MA	3NM584	Turo
54	X	X	Kevin D	Jeep	Unlimited	Red	MA	3PDN87	Turo
55	X	X	Shane	Jeep	Gladiator	White	MA	3RR64	Turo
56			Marian	Jeep	Gladiator	White	MA	3SC58	Turo
57			Janine	Dodge	Caravan	Black	MA	3VMV13	Turo
58			Maria	Jeep	Unlimited	White	MA	3WB63	Turo
59			Yanjiao	Jeep	Unlimited	Earl	MA	3KA833	Turo
60			Molsa	Jeep	Cherokee	Black	MA	3VYP11	Turo
61			Ron H.	Mazetatti	Ghibli	Grey	MA	3ZF772	Turo
62			Sam	Jeep	Unlimited	Grey	MA	3ZLC59	Turo
63			Reginild	Cadillac	ELR	Black	NV	460B45	Turo
64			Alan	Honda	Accord	White	MA	48FY78	Turo
65			Sam	Ford	Bronco	Blue	MA	4CNF74	Turo
66	X	X	Patricia	Jeep	Unlimited Black	Red	MA	4FCL74	Turo
67			Polya	Jeep	Gladiator	Red	MA	4HML91	Turo
68	X	X	Denpis	Jeep	Unlimited	Silver	MA	4HNM41	Turo
69	X		Melany	Jeep	Cherokee	White	MA	4HND68	Turo
70			Stefan	Jeep	Unlimited	Silver	MA	4IGA29	Turo



[illegible]

143						Turo	MA	Grey	Cherokee	Jeep	Carlisle		<a href="https://turo.com/us/en/wvr-rental/united-states/nantucket-ma/jesp/cherokee/1833074?endDate=09%2F07%2F2023&amp;endTime=10%3A00&amp;searchId=mhld2f1q&amp;startDate=09%2F06%2F2023&amp;startDestination=unlimited">https://turo.com/us/en/wvr-rental/united-states/nantucket-ma/jesp/cherokee/1833074?endDate=09%2F07%2F2023&amp;endTime=10%3A00&amp;searchId=mhld2f1q&amp;startDate=09%2F06%2F2023&amp;startDestination=unlimited</a>
144	X					Turo	VT	Black	Golden Eagle	Jeep	Chris Carey		<a href="https://turo.com/us/en/wvr-rental/united-states/nantucket-ma/jesp/wanderluxe/unlimited/1912418?endDate=09%2F07%2F2023&amp;endTime=10%3A00&amp;searchId=mhld2f1q&amp;startDate=09%2F06%2F2023&amp;startDestination=unlimited">https://turo.com/us/en/wvr-rental/united-states/nantucket-ma/jesp/wanderluxe/unlimited/1912418?endDate=09%2F07%2F2023&amp;endTime=10%3A00&amp;searchId=mhld2f1q&amp;startDate=09%2F06%2F2023&amp;startDestination=unlimited</a>
145						Turo	White	Forestier	Nikkola	Subaru	Nikkola		<a href="https://turo.com/us/en/wvr-rental/united-states/nantucket-ma/subaru/forester/1342818?endDate=09%2F07%2F2023&amp;endTime=10%3A00&amp;searchId=mhld2f1q&amp;startDate=09%2F06%2F2023&amp;startDestination=unlimited">https://turo.com/us/en/wvr-rental/united-states/nantucket-ma/subaru/forester/1342818?endDate=09%2F07%2F2023&amp;endTime=10%3A00&amp;searchId=mhld2f1q&amp;startDate=09%2F06%2F2023&amp;startDestination=unlimited</a>
146						Turo	Blue	Outback	Nikkola	Subaru	Nikkola		<a href="https://turo.com/us/en/wvr-rental/united-states/nantucket-ma/jesp/wanderluxe/unlimited/1514917?endDate=09%2F07%2F2023&amp;endTime=10%3A00&amp;searchId=mhld2f1q&amp;startDate=09%2F06%2F2023&amp;startDestination=unlimited">https://turo.com/us/en/wvr-rental/united-states/nantucket-ma/jesp/wanderluxe/unlimited/1514917?endDate=09%2F07%2F2023&amp;endTime=10%3A00&amp;searchId=mhld2f1q&amp;startDate=09%2F06%2F2023&amp;startDestination=unlimited</a>
147						Turo	Grey	Unlimited	Nikkola	Jeep	Nikkola		<a href="https://turo.com/us/en/wvr-rental/united-states/nantucket-ma/toyota/rav4/1916047?endDate=09%2F07%2F2023&amp;endTime=10%3A00&amp;searchId=mhld2f1q&amp;startDate=09%2F06%2F2023&amp;startDestination=unlimited">https://turo.com/us/en/wvr-rental/united-states/nantucket-ma/toyota/rav4/1916047?endDate=09%2F07%2F2023&amp;endTime=10%3A00&amp;searchId=mhld2f1q&amp;startDate=09%2F06%2F2023&amp;startDestination=unlimited</a>
148						Turo	Silver	Accent	Nikkola	Subaru	Nikkola		<a href="https://turo.com/us/en/wvr-rental/united-states/nantucket-ma/chevrolet/camaro/2093319?endDate=09%2F07%2F2023&amp;endTime=10%3A00&amp;searchId=mhld2f1q&amp;startDate=09%2F06%2F2023&amp;startDestination=unlimited">https://turo.com/us/en/wvr-rental/united-states/nantucket-ma/chevrolet/camaro/2093319?endDate=09%2F07%2F2023&amp;endTime=10%3A00&amp;searchId=mhld2f1q&amp;startDate=09%2F06%2F2023&amp;startDestination=unlimited</a>
149						Turo	Red	Rax4	Nikkola	Toyota	Nikkola		<a href="https://turo.com/us/en/wvr-rental/united-states/nantucket-ma/jeep/wanderluxe/21040491?endDate=09%2F07%2F2023&amp;endTime=10%3A00&amp;searchId=mhld2f1q&amp;startDate=09%2F06%2F2023&amp;startDestination=unlimited">https://turo.com/us/en/wvr-rental/united-states/nantucket-ma/jeep/wanderluxe/21040491?endDate=09%2F07%2F2023&amp;endTime=10%3A00&amp;searchId=mhld2f1q&amp;startDate=09%2F06%2F2023&amp;startDestination=unlimited</a>
150						Turo	Red	Camaro	Nikkola	Chevrolet	Nikkola	X	<a href="https://turo.com/us/en/wvr-rental/united-states/nantucket-ma/jeep/wanderluxe/2093363?endDate=09%2F07%2F2023&amp;endTime=10%3A00&amp;searchId=mhld2f1q&amp;startDate=09%2F06%2F2023&amp;startDestination=unlimited">https://turo.com/us/en/wvr-rental/united-states/nantucket-ma/jeep/wanderluxe/2093363?endDate=09%2F07%2F2023&amp;endTime=10%3A00&amp;searchId=mhld2f1q&amp;startDate=09%2F06%2F2023&amp;startDestination=unlimited</a>
151						Turo	Geko	Unlimited	Nikkola	Jeep	Nikkola	X	<a href="https://turo.com/us/en/wvr-rental/united-states/nantucket-ma/jeep/wanderluxe/2093363?endDate=09%2F07%2F2023&amp;endTime=10%3A00&amp;searchId=mhld2f1q&amp;startDate=09%2F06%2F2023&amp;startDestination=unlimited">https://turo.com/us/en/wvr-rental/united-states/nantucket-ma/jeep/wanderluxe/2093363?endDate=09%2F07%2F2023&amp;endTime=10%3A00&amp;searchId=mhld2f1q&amp;startDate=09%2F06%2F2023&amp;startDestination=unlimited</a>
152	X					Turo	Grey	Unlimited	Nikkola	Jeep	Nikkola		<a href="https://turo.com/us/en/wvr-rental/united-states/nantucket-ma/jeep/wanderluxe/2093363?endDate=09%2F07%2F2023&amp;endTime=10%3A00&amp;searchId=mhld2f1q&amp;startDate=09%2F06%2F2023&amp;startDestination=unlimited">https://turo.com/us/en/wvr-rental/united-states/nantucket-ma/jeep/wanderluxe/2093363?endDate=09%2F07%2F2023&amp;endTime=10%3A00&amp;searchId=mhld2f1q&amp;startDate=09%2F06%2F2023&amp;startDestination=unlimited</a>
153						Turo	Yellow	Unlimited	Allakandr	Jeep	Allakandr		<a href="https://turo.com/us/en/wvr-rental/united-states/nantucket-ma/jeep/wanderluxe/2093363?endDate=09%2F07%2F2023&amp;endTime=10%3A00&amp;searchId=mhld2f1q&amp;startDate=09%2F06%2F2023&amp;startDestination=unlimited">https://turo.com/us/en/wvr-rental/united-states/nantucket-ma/jeep/wanderluxe/2093363?endDate=09%2F07%2F2023&amp;endTime=10%3A00&amp;searchId=mhld2f1q&amp;startDate=09%2F06%2F2023&amp;startDestination=unlimited</a>



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August 10, 2023

**Brian W. Riley**  
[briley@k-plaw.com](mailto:briley@k-plaw.com)

BY ELECTRONIC MAIL ONLY ([jperten@sheehan.com](mailto:jperten@sheehan.com))

John H. Perten, Esq.  
Sheehan Phinney  
28 State Street, 22<sup>nd</sup> Floor  
Boston, MA 02109

Re: Town of Nantucket – Unlicensed Car Rental

Dear Attorney Perten:

This firm serves as Town Counsel to the Town of Nantucket, and I am writing in response to your letter of July 28, 2023 regarding your clients, Nantucket Rent-A-Car and Affordable Rentals. The Select Board is aware of this issue and will be discussing what steps may be available to address the problem in the near future. I would note that we are not legal counsel to the Airport Commission and cannot comment on what policies or decisions the Commission may be making regarding Turo or other online “car sharing” entities. I assume, however, that the Commission may be following the lead of other airports, such as Logan Airport in Boston, in creating agreements with Turo for designated spaces, notwithstanding that such vehicles lack medallions from the municipality. *See Massachusetts Port Authority v. Turo Inc.*, 487 Mass. 235 (2021).

While the Select Board shares your clients’ concerns with these unlicensed vehicle rentals, enforcement poses significant obstacles. It does not violate Chapter 58 of the Town Code for individuals to list their vehicle with Turo or other private entities, and it has proven very challenging to attempt to observe such private rentals occurring at the moment. Neither the Police Department nor any other Town department has staff that could possibly find all violations of the bylaw that appear to be occurring (based on the list you provided), as most transactions occur in unknown locations.

Notwithstanding these difficulties, the Select Board does intend to discuss the issue and examine what steps may be feasible to address it. The issue is somewhat analogous to what was occurring with ride-share and private home rentals (Uber and Airbnb, for example), which were ultimately addressed by the General Court. There are bills pending in both the House and Senate regarding peer-to-peer car sharing, although it will likely be some time before anything is enacted on this subject. This would not address the cap on leased vehicles in Chapter 58, but it may assist in enforcement of that bylaw. In the meantime, the Select Board shares your concerns and will be further discussing how to address it in the near future.



John H. Perten, Esq.

August 10, 2023

Page 2

Very truly yours,

A handwritten signature in black ink, appearing to read "B. W. Riley", with a stylized flourish at the end.

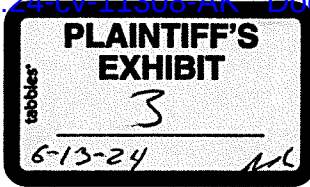
Brian W. Riley

BWR/dtk

cc: Select Board

Town Manager

876531/NANT/0001



Becky's Broncos &lt;beckysbrontosack@gmail.com&gt;

## Record Request - car rental license & medallions etc.

Baxter, Amy <abaxter@police.nantucket-ma.gov>

Mon, Jun 3, 2024 at 5:48 PM

To: Laura Raimo <lraimo@nantucket-ma.gov>

Cc: Becky's Broncos <beckysbrontosack@gmail.com>, Maureen Coleman <mcoleman@nantucket-ma.gov>

Thank you for forwarding Laura. Rebecca, for future reference the Town has an online portal to request records and that you can search for previous requests and records so you may find info there as well: <https://nantucketma.justfoia.com/publicportal/home/newrequest>

We have been getting this request quite a bit so I put together the group of 2024 Licenses and renewal forms for each agency that have not changed in the 8 years I have been here – just the year on the license. Also below is the distribution chart for medallions. I do not have the original applications from the 90's when the bylaw was enacted or anything before probably 2015/6. I can ask Town Admin if it's possible to do a physical search as they would be hand written and not kept electronically.

As for the documents showing medallion usage or non-usage – that would probably be invoices issued for the unused medallions. We can pull those together this week. Mostly that would be for Hertz and each unused medallion is \$100 per chart below.

AGENCY DBA	#MEDALLIONS ASSIGNED
AFFORDABLE RENTALS	70
NANTUCKET CAR RENTAL	2
NANTUCKET ISLAND RENT-A-CAR	93



**NANTUCKET WINDMILL AUTO**

187

**YOUNG'S BIKE SHOP**

30

**HERTZ RENT-A-CAR**

310

**ISLAND BUGGIES (NON-RENEWAL IN 2021)****10 – only 8 can be returned to distribution as 2 were over the 700 limit)**

<b>YEAR</b>	<b>HERTZ UNUSED MEDALLIONS @ \$100 EACH</b>
<b>2016</b>	90
<b>2017</b>	125
<b>2018</b>	148
<b>2019</b>	133
<b>2020</b>	205
<b>2021</b>	133
<b>2022</b>	106
<b>2023</b>	120

Amy C. Baxter

Licensing Administrator

Nantucket Police Department

### Licensing and Permits Office

Public Safety Facility, Lobby Permits Window

Monday – Friday 8am – 4pm

4 Fairgrounds Road, Nantucket, MA 02554

508-325-4100, x5917 or x5832

licensing@police.nantucket-ma.gov

*This electronic message and any attached files contain information from the Town of Nantucket and The Nantucket Police Department that may be privileged and/or confidential. The information is intended for the recipient named above, and use by any other person is not authorized. If you are not the intended recipient, any disclosure, distribution, copying, or use of this information is strictly prohibited. If you have received this message in error, please notify the sender by e-mail immediately. Also, please be advised that the Secretary of State's office has determined that most e-mails sent to and from municipal officials are considered to be public records and consequently may be subject to public disclosure.*

[Quoted text hidden]

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### 3 attachments



**RENTAL-RENEWALS-ALL-2024.pdf**

1935K



**2024-MV RENTAL-LICENSE-ALL.pdf**

933K



**PRR\_RENTALCARlicense\_medallion\_info.pdf**

44K